

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JUSTIN WEIBLE,

Plaintiff

V.

STATE OF NEVADA, et al.,

Defendants

Case No.: 2:23-cv-01754-APG-DJA

Order Accepting Report and Recommendation and Dismissing Case

[ECF No. 6]

8 On May 7, 2024, Magistrate Judge Albregts recommended that I dismiss this case
9 without prejudice because plaintiff Justin Weible did not amend the complaint by the given
10 deadline and did not respond to Judge Albregts' order to show cause why he should not
11 recommend dismissal. ECF No. 6. Weible did not object. Thus, I am not obligated to conduct a
12 de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district
13 courts to "make a de novo determination of those portions of the report or specified proposed
14 findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th
15 Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings and
16 recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

17 I THEREFORE ORDER that Magistrate Judge Albregts' report and recommendation
18 (ECF No. 6) is accepted, and this case is dismissed without prejudice. The clerk of court is
19 instructed to close this case.

DATED this 24th day of May, 2024.


ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE